IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.731 OF 2005
IN
CHAMBER SUMMONS NO.468 OF 2005
IN
SUIT NO.870 OF 1985

J.B.Metal Industries P.Ltd. Appellant

versus

Arjandas Tekchand Kashyap Respondent

ALONG WITH
APPEAL NO.743 OF 2005
IN
CHAMBER SUMMONS NO.457 OF 2005
IN
SUIT NO.869 OF 1985

J.B.Metal Industries P. Ltd. Appellant

versus

Deepa Tarachand Kashyap
Respondent

ALONG WITH
APPEAL NO.744 OF 2005
IN
CHAMBER SUMMONS NO.448 OF 2005
IN
SUIT NO.868 OF 1985

J.B.Metal Industries P.Ltd. Appellant

versus

Niranjana Arajndas Kashyap
Alias Rashmi Panjwani Respondent

ALONG WITH

APPEAL NO.745 OF 2005
IN
CHAMBER SUMMONS NO.467 OF 2005
IN
SUIT NO.871 OF 1985

J.B.Metal Industries P.Ltd. Appellant

versus

Arjandas Tekchand Kashyap Respondent

ALONG WITH
APPEAL NO.746 OF 2005
IN
CHAMBER SUMMONS NO.446 OF 2005
IN
SUIT NO.867 OF 1985

J.B.Metal Industries P. Ltd. Appellant

versus

Kamla Arjandas Kashyap Respondent

Mr.B.Saraf with Mr.Aashish Kama i/by S.J.Khera for appellants.

Ms.V.M.Choudhary i/by Ms.K.C.Nichani for respondents.

CORAM : DR.S.RADHAKRISHNAN AND
S.C.DHARMADHIKARI, JJ.

DATE : 26th September 2005

PC :

1. Heard learned counsel for the appellants and the respondents. By these appeals preferred by the defendants the challenge is with regard to award of costs of Rs.7,500/- in each of the Chamber Summonses while permitting the amendment

to be carried out in the written statement. The learned counsel for the defendants point out that the suit claim itself is in the vicinity of Rs.65,000/- to Rs.1,00,000/-. Having regard to the facts and circumstances of the cases, we feel that it would be just and appropriate to direct the appellants to pay a sum of Rs.1,000/- (Rs.One thousand only) as costs to the original plaintiff in each of the Chamber Summonses. The impugned order stands modified in the above terms. Appeals stand allowed accordingly. Time to carry out the amendment is extended by two weeks from today.

(DR.S.RADHAKRISHNAN, J.)

(S.C.DHARMADHIKARI, J.)